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## PUC DOCKET NO. 52067 SOAH DOCKET NO. 473-21-2424

APPLICATION OF ENTERGY TEXAS,	§	
INC. TO ADJUST ITS ENERGY	§	PUBLIC UTILITY COMMISSION
EFFICIENCY COST RECOVERY	§	
FACTOR AND REQUEST TO	§	OF TEXAS
ESTABLISH REVISED COST CAPS	§	

#### JOINT CORRECTIONS TO THE PROPOSED ORDER

Entergy Texas, Inc. ("ETI" or the "Company"), on behalf of itself and Staff ("Staff") of the Public Utility Commission of Texas ("Commission") respectfully files these Joint Corrections to the Proposed Order. In support thereof, ETI and Staff show the following:

#### I. INTRODUCTION

On November 22, 2021, the Office of Policy and Docket Management ("OPDM") filed a Proposed Order in this docket to be considered by the Commission at a future open meeting. OPDM's cover memorandum directed parties to file any corrections or exceptions to the Proposed Order by December 3, 2021; therefore, these proposed corrections are timely filed. ETI and Staff are authorized to represent that the other parties to this proceeding either support or do not oppose these corrections.

#### II. PROPOSED CORRECTIONS

## **Opening Paragraph**

The Stipulation and Settlement Agreement ("Stipulation") executed by the parties provides that the Stipulation resolves all issues in this proceeding.<sup>1</sup> In order to mitigate potential ambiguity that any issues remain unresolved, ETI and Staff propose the below correction consistent with the joint proposed order filed by parties:

This Order addresses the application of Entergy Texas, Inc. to adjust its energy-efficiency cost recovery factor (EECRF) and request to establish revised cost caps. Entergy filed an unopposed agreement that resolves certain issues between the parties to this proceeding. The Commission approves the adjustment to Entergy's EECRF, as modified by the agreement, to the extent provided in this Order.

<sup>&</sup>lt;sup>1</sup> Docket No. 52067, Unopposed Stipulation and Settlement Agreement at 2 ("The Signatories have reached *an agreement on all issues in this proceeding* as set forth below and agree that the Commission should enter an order consistent with this Agreement.") and 5 ("This Stipulation is a true and complete *resolution of all contested issues in this proceeding.*") (Nov. 1, 2021) (emphasis added).

## Finding of Fact No. 63

It has come to ETI's and Staff's attention that the \$6,900,741 amount for forecasted 2022 energy efficiency program costs referenced in the joint proposed order filed by the parties on November 1, 2021 is incorrect. As shown on page 2 of the revised Exhibit JAL-2 included in Attachment A to the Stipulation, the \$6,900,741 amount is actually the total for forecasted 2022 "Incentives." The correct amount for total forecasted 2022 energy efficiency program costs is \$7,798,726, which is the sum of the "Incentives" costs (\$6,900,741), "Admin" costs (\$775,985), and "R&D" costs (\$122,000).<sup>2</sup> ETI and Staff apologize for any confusion and propose the below correction:

63. Entergy's forecasted 2022 energy-efficiency program costs of \$7,798,726 \$6,900,741 are a reasonable estimate of the costs necessary to provide energy-efficiency programs and meet Entergy's goals for 2022.

#### Conclusion of Law No. 27

For the same reasons underlying the proposed correction to Finding of Fact No. 63, ETI and Staff propose the same correction to the corresponding Conclusion of Law No. 27:

27. Entergy's 2022 energy-efficiency program costs of \$7,798,726 \$6,900,741 to be recovered through the EECRF are reasonable estimates for the costs necessary to provide energy-efficiency programs in 2022 under PURA § 39.905 and 16 TAC § 25.182(d)(1).

## Conclusion of Law No. 28

As accurately reflected in Finding of Fact No. 64, ETI's net cost recovery amount of \$4,281,608, which does not include the Company's forecasted energy efficiency costs of \$7,798,726 for 2022, is composed of the following components:

ETI's projected evaluation, measurement, and verification expenses allocated to ETI for the evaluation of program year 2021:	\$104,092
ETI's performance bonus earned in 2020:	Plus: \$4,704,309
ETI's and Cities' rate case expenses incurred in Docket No. 50803:	Plus: \$62,521
An adjustment for ETI's net over-recovery (including interest) of program 2020 energy efficiency costs:	Minus: \$589,315
Total:	\$4,281,608

<sup>&</sup>lt;sup>2</sup> Docket No. 52067, Unopposed Stipulation and Settlement Agreement at Attachment A, Exhibit JAL-2, page 2 of 6 (Attachment A page 3 of 30).

Accordingly, ETI and Staff propose the below correction to Conclusion of Law No. 28 to clarify that the \$4,281,608 amount does not include forecasted program costs for 2022.

28. Entergy's net cost recovery of \$4,281,608—which consists of Entergy's 2022 energy-efficiency program costs; evaluation, measurement, and verification expenses allocated to Entergy for the evaluation of program year 2021; an adjustment for Entergy's net over-recovery of program year 2020 energy-efficiency costs with interest; Entergy's performance bonus earned in 2020; and Entergy's and Cities' rate-case expenses incurred in Docket No. 50803—complies with PURA § 39.905 and 16 TAC § 25.182(d).

## III. CONCLUSION

ETI and Staff respectfully request that the above-referenced corrections to the Proposed Order be granted. ETI and Staff further seek any other relief to which they may be entitled.

Dated: December 3, 2021

Respectfully submitted,

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ATTORNEYS FOR ENTERGY TEXAS, INC.

# **CERTIFICATE OF SERVICE**

I hereby certify, by my signature below, that a true and correct copy of the foregoing Joint Corrections to the Proposed Order was served on all parties of record in this proceeding by electronic mail on December 3, 2021.

Ву:\_\_\_

Erika N. Garcia